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PATENT APPLICATION

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re United States Patent Application of:

s I atent Application of:

Th- -4 -4 -1

4164-101 CON

Applicant:

RICHTER, Virginia Pact, et al.

Examiner:

Docket No.:

SPIVACK, Phyllis

G.

Application No.:

09/940,309

Art Group:

1614

Date Filed:

August 27, 2001

Confirm. No.:

5504

Title:

TREATMENT OF

MOVEMENT DISORDERS BY ADMINISTRATION OF 5-HYDROXYTRYPTAMINE RECEPTOR/α<sub>2</sub> ADRENERGIC

RECEPTOR ANTAGONIST COMPOSITIONS

Customer No.:

23448

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#### FACSIMILE TRANSMISSION CERTIFICATE

I hereby certify that I am filing this document in the United States Patent and Trademark Office on November 18, 2004, addressed to Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, and transmitted to USPTO Central Facsimile Number (703) 872-9306 on such date.

Steve

Steven J. Hultquist

PAGES TRANSMITTED: 11

## AMENDMENT RESPONDING TO OCTOBER 18, 2004 OFFICE COMMUNICATION IN UNITED STATES PATENT APPLICATION NO. 09/940,309

Mail Stop Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

This responds to the October 18, 2004 Office Communication in the above-identified application, wherein the Amendment filed August 2, 2004 was held to be non-responsive as directed to a non-elected invention. It is requested that the August 2, 2004 Amendment be replaced by the

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present response, and correlatively, that all amendments made in the August 2, 2004 Amendment be reversed in favor of the amendments herein.

The pending claims 1-30 are amended as set out in Section I ("Amendment of the Claims") hereof.

Remarks addressing the substance of the March 2, 2004 Office Action and the October 18, 2004 Office Communication are set out in Section II ("Remarks") hereof.

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